



**Public Safety Team Analysis of
Nature Based Outdoor Activities on
Projects Purchased with
Stewardship Grant Funds**

Rev. April 2011

NOTE TO DNR STAFF: This completed form will be attached to the WEPA+NBOA notice that the DNR will publish when considering a request for Stewardship grant funding. Do not list location information for the subject property or the seller's name because WI courts have held that this information is confidential until land ownership has changed hands. CF Staff completes the project proposal section prior to submitting to public safety team for review.

PUBLIC SAFETY REVIEW TEAM

Catherine Noopen 12-09-2011
Regional Recreational Safety Warden Date

Jim Plants 12-9-11
Regional Warden Supervisor Date

PROJECT DESCRIPTION

Applicant/ Sponsor: Natural Heritage Land Trust

Year of Application: 2011

Project Name:
Cherokee Marsh Conservation Park

Primary Purpose: ☒ Habitat Areas ☐ Local Parks
☐ Natural Areas ☐ Urban Rivers
☐ State Trails ☐ Urban Greenspace
☐ Streambank Protection

Project Description: A 5.8 acre parcel in the South Unit of the Cherokee Marsh Conservation Park. The site would be restored to a prairie-wetland edge habitat with a marsh overlook. It is contiguous to approximately 1000 acres already protected by the project. After acquisition, NHLT would donate the property to the City of Madison.

FINDINGS OF FACT:

Proposed NBOA Prohibition or Restrictions

HUNTING			
	Gun Prohibition/Restriction	Archery Prohibition/Restriction	List Dates/Seasons (opening and closing)
Waterfowl	Yes	Yes	
Small Game	Yes	Yes	
Turkey	Yes	Yes	
Large Game	Yes	Yes	

Public Safety Team Narrative: The proposed acquisition is a 5.8 acre parcel located within the municipal boundaries of the City of Madison and contiguous to approximately 1000 acres of the City of Madison's Cherokee Marsh Conservation Park. After acquisition the Natural Heritage Land Trust would donate the parcel to the City of Madison, which would then become an addition to the Cherokee Marsh Conservation Park. The City of Madison has an ordinance restricting hunting, possessing, carrying and/or discharging any firearm, bow, or crossbow of any kind within a Conservation Park.

The entire parcel is located within 1700 feet of Gompers Elementary and Black Hawk Middle School grounds and in accordance with ss. 29.301(1)(b) prohibits hunting. The parcel's south and east boundaries are adjacent to public roads and residential homes.

Restricting hunting and the use/possession of firearms and archery related equipment is necessary to protect public safety, given the parcels proximity to roads, vehicles, and dwellings occupied by humans, along with the fact that the parcel would become part of a Conservation Park (which has an ordinance prohibiting hunting and the use of firearms) and the fact that hunting is prohibited by state law due to the parcel being wholly located within 1700 feet of a school.

Parcel Size, Shape, and Topography: Describe the size, shape, and topography of the parcel and how it relates to public safety for this activity on this site.

This is a 5.8 acre irregular shaped parcel that is flat to gently sloping. There is residential development to the south and east and conservation park land to the north and west. The parcel would be restored to a prairie-wetland edge habitat, with a marsh/wildlife overlook in the southeast corner.

Public Safety Factors Considered: Check all that apply.

☐ The sponsor is within its own municipality boundary

X Parcel is within 100 yards of building devoted to human occupancy

X Parcel is within 50 feet of the center line of highways & roads

X Parcel is within 1700 feet of school grounds, hospital, or sanatorium

X Ordinance exists –

X Discharge or carrying a weapon X Hunting within a park X Throwing or shooting missiles, arrows, spears, etc.

X Parcel is subjected to a non-sponsor ordinance

X Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.

☐ Parcel is adjacent to a public waterway.

X Visitor's expectations of safety at the site, which includes user conflicts that may create public safety issues and impact one or more NBOA's activities. Describe:

☐ Other _____

Prohibition or Restriction Necessary to Protect Public Safety: X Yes ☐ No

TRAPPING		
Location	Prohibition/Restriction	List Dates/Seasons (opening and closing)
Upland	Yes	
Water	Yes	
<p>Public Safety Team Narrative: The proposed acquisition is a 5.8 acre parcel located within the municipal boundaries of the City of Madison and contiguous to approximately 1000 acres of the City of Madison's Cherokee Marsh Conservation Park. After acquisition the Natural Heritage Land Trust would donate the parcel to the City of Madison, which would then become an addition to the Cherokee Marsh Conservation Park. The parcel would be restored to a prairie-wetland edge habitat, with a marsh/wildlife overlook in the southeast corner. The City of Madison is currently working on a wetland restoration project immediately west of the parcel, which will include walking paths to provide access and viewing opportunities. The City of Madison has an ordinance restricting trapping within a Conservation Park.</p> <p>The entire parcel is located within 1700 feet of Gompers Elementary and Black Hawk Middle School grounds and the parcel's south and east boundaries are adjacent to public roads and within 100 yards from residential homes. As such, NR 10.13(1)(b)12 would restrict the use of certain types of traps on areas within 100 yards of inhabited buildings. The parcel would also become part of a Conservation Park and the City of Madison has an ordinance restricting trapping with in a Conservation Park.</p> <p>Several factors dictate that trapping on this parcel is a public safety concern. These factors include:</p> <ul style="list-style-type: none"> -The proximity of a portion of the parcel to roads and dwellings occupied by humans. -The difficulty in determining where and what type of trapping is allowed due to the fact that the use of certain types of traps would be restricted on only certain areas of the parcel due to NR 10.13(1)(b)12. And the fact that the parcel is adjoining a Conservation Park, which has an ordinance prohibiting trapping. -The probability that the public will encounter a trap due to the parcel being restored to a prairie-wetland edge habitat, with a marsh/wildlife overlook in the southeast corner. -Additionally the adjoining Conservation Park has a hiking trail system used as an outdoor education site for school groups. The Conservation Park is also used by the general public for hiking, skiing, nature study, bird watching, landscape viewing, and other nature based activities. It is reasonable to assume that the public is accustomed to and would reasonably expect continued and consistent application of the City of Madison ordinance restricting trapping on the Conservation Park and any adjoining property. <p>Parcel Size, Shape, and Topography: Describe the size, shape, and topography of the parcel and how its relates to public safety for this activity.</p> <p>This is a 5.8 acre irregular shaped parcel that is flat to gently sloping. There is residential development to the south and east and conservation park land to the north and west. The parcel would be restored to a prairie-wetland edge habitat, with a marsh/wildlife overlook in the southeast corner.</p> <p>X No Water On Site</p> <p>Public Safety Factors Considered: Check all that apply.</p> <p><input type="checkbox"/> The sponsor is within its own municipality boundary.</p> <p>X Parcel is within 100 yards of building devoted to human occupancy and per s. NR 13.(1)(b)(12), the following traps are prohibited: conibear body gripping traps (with jaws wider than 60 sq. inches) and cable restraints.</p> <p>X Ordinance exists that prohibits trapping or some type of trapping.</p> <p>X Parcel is subjected to a non-sponsor ordinance</p> <p>X Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.</p> <p><input type="checkbox"/> Parcel is adjacent to a public waterway.</p> <p>X Visitor's expectations of safety at the site, which includes user conflicts that may create public safety issues and impact one or more NBOA's activities. Describe:</p> <p><input type="checkbox"/> Other _____</p>		
Prohibition or Restriction Necessary to Protect Public Safety:		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

FISHING		
Method	Prohibition/Restriction	List Dates/Seasons (opening and closing)
Shore	No water on site	
Boat	No water on site	
Public Safety Team Narrative: 		
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X No Water on Site <input type="checkbox"/> Public Safety Factors Considered: Check all that apply. <input type="checkbox"/> Ordinance exists – <input type="checkbox"/> _____ <input type="checkbox"/> Parcel is subjected to a non-sponsor ordinance <input type="checkbox"/> Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists. <input type="checkbox"/> Parcel is adjacent to a public waterway. <input type="checkbox"/> Visitor's expectations of safety at the site, which includes user conflicts that may create public safety issues and impact one or more NBOA's activities. Describe: <input type="checkbox"/> Other _____		
Prohibition or Restriction Necessary to Protect Public Safety:		<input type="checkbox"/> Yes <input type="checkbox"/> No

HIKING		
Location	Prohibition/Restriction	List Dates (opening and closing)
On-Trail	No	Year round
Off-Trail	Yes	Year round
Public Safety Team Narrative: 		
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Prohibition or Restriction Necessary to Protect Public Safety: <input type="checkbox"/> Yes <input type="checkbox"/> No		

CROSS COUNTRY SKIING		
Type of Trail	Prohibition/Restriction	List Dates (opening and closing)
Off-Trail (un-groomed)	Yes	Year round
On-Trail (un-groomed)	No	Year round
On-Trail (groomed)	No	Year round
Public Safety Team Narrative: 		
Parcel Size, Shape, and Topography: Describe the size, shape, and topography of the parcel and how it relates to public safety for this activity. This is a 5.8 acre irregular shaped parcel that is flat to gently sloping.		
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Prohibition or Restriction Necessary to Protect Public Safety: <input type="checkbox"/> Yes <input type="checkbox"/> No		